

P.C. 0166.03



PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of)
)
RONALD J. NACHMAN *ET AL.*) Group Art Unit 1631
)
Mimetic Insect Allatostatin)
Analogues for Insect Control)
)
Serial No. 10/659,509)
)
Filed September 10, 2003)

The Honorable
The Commissioner for Patents
Sir:

PETITION UNDER 37 CFR 1.48(b)

This communication is responsive to the Patent & Trademark
Office Response to Request for Corrected Filing Receipt dated
April 29, 2004.

I hereby certify that this correspondence is being deposited with the U.S.
Postal Service as First Class Mail in an Envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450 on

June 28, 2004
(Date of Deposit)

Randall E. Deck
Name of Depositor

Signature
6/28/04
Date of Signature

07/06/2004 CNGUYEN 00000042 502132 10659509
01 FC:1460 130.00 DA

Serial No. 10/659,509 - Nachman et al.

PAYMENT OF FEES

The Commissioner is authorized to charge the petition fee under 37 CFR 1.17(i) of \$130.00 and any deficiencies in fees to Deposit Account No. 50-2132.

CORRECTION OF INVENTORSHIP

Applicants respectfully request correction of the inventorship to delete Christopher S. Garside and Stephen S. Tobe as inventors under 37 CFR 1.48(b). This correction is necessary as a result of the cancellation of claims 20-40 of the parent case when filing this continuation. As a consequence of the cancellation of the claims, the invention of Christopher S. Garside and Stephen S. Tobe is no longer being claimed in the instant application.

Applicants Ronald J. Nachman and Peter E. A. Teal are the inventors of the claims which remain of record. Neither Christopher S. Garside nor Stephen S. Tobe are inventors of these remaining claims. Christopher S. Garside and Stephen S. Tobe were included as inventors in the originally filed application

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because they were coinventors of non-elected claims 20-37 and 38-40.

In view of the foregoing, Applicants respectfully request correction of the inventorship in accordance with 37 CFR 1.48(b).

Respectfully submitted,



Randall E. Deck, Agent of Record
Registration No. 34,078

Peoria, IL

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202/720-2421

FEE TRANSMITTAL FY2004



Total Amount of Payment **\$ 130.00**

Complete If Known:

Application Number: 10/659,509
Filing Date: September 10, 2003
1st Named Inventor: Ronald J. Nachman
Examiner Name:
Art Unit: 1631
Attorney Docket Number: 0166.03

IFWP

Method of Payment

1. The Commissioner is hereby authorized to charge any fees set forth in CFR §§ 1.116 to 1.118 to the Deposit Account listed below for the entire pendency of the application, or credit any overpayment to this account. A duplicate copy of this sheet is enclosed:

Deposit Account Number: **50-2132**

Deposit Account Name: **USDA-ARS-OTT**

Fee Calculation:

1. Basic Filing Fee

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	770.00	Utility Filing Fee	
1002	340.00	Design Filing Fee	
1003	530.00	Plant Filing Fee	
1004	770.00	Reissue Filing Fee	
1005	160.00	Provisional Filing Fee	

SUBTOTAL (1)

2. Extra Claim Fees

Total Claims	Extra Claims	Fee From Below	Fee Paid
-20** =	- X	18.00 =	-
Independent Claims -3** =	- X	86.00 =	-
Multiple Dependent	- X	- =	-

** or number previously paid, if greater; For Reissues, see below

Large Fee Code	Entity Fee (\$)	Fee Description
1202	18.00	Claims in excess of 20
1201	86.00	Independent claims in excess of 3
1203	290.00	Multiple dependent claims, if not paid
1204	86.00 **	Reissue independent claims over original patent
1205	18.00 **	Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$

FEE CALCULATION (Continued)

3. Additional Fees

Large Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130.00	Surcharge - late filing fee or oath	
1052	50.00	Surcharge - late provisional filing fee or cover sheet	
1053	130.00	Non-English specification	
1812	2,520.00	For filing a request for examination	
1804	920.00*	Requesting publication of SIR prior to Examiner action	
1805	1,840.00*	Requesting publication of SIR after Examiner action	
1251	110.00	Extension for reply within first month	
1252	420.00	Extension for reply within second month	
1253	950.00	Extension for reply within third month	
1254	1,480.00	Extension for reply within fourth month	
1255	2,010.00	Extension for reply within fifth month	
1401	330.00	Notice of Appeal	
1402	330.00	Filing a brief in support of an appeal	
1403	290.00	Request an oral hearing	
1451	1,510.00	Petition to institute a public use proceeding	
1452	110.00	Petition to revive - unavoidable	
1453	1,330.00	Petition to revive - unintentional	
1501	1,330.00	Utility issue fee (or reissue)	
1502	480.00	Design issue fee	
1503	640.00	Plant issue fee	
1460	130.00	Petitions to the Commissioner	\$ 130.00
1807	50.00	Petitions related to provisional appl.	
1806	180.00	Submission of Info. Disclosure Stmt	
8021	40.00	Recording each patent assignment per property (times number of properties)	
1809	770.00	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770.00	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770.00	Request for Continued Examination (RCE)	
1802	900.00	Request for expedited examination Of a design application	

Other Fee (specify) _____

* Reduced by Basic Filing Paid

SUBTOTAL (3) \$130.00

Submitted By					
Name (Print/Type)	RANDALL E. DECK	Registration No. (Attorney/Agent)	34,078	Telephone	309/681-6515 309/681-6688 FAX
Signature				Date	6/28/04

Fees current as of 01/01/2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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